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December 14, 2018

VIA CM/ECF

The Honorable Brian M. Cogan
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: United States v. Mark Nordlicht, et al., No. 1:16-cr-00640-BMC

Dear Judge Cogan:

We represent Defendant David Levy in the above-referenced action. We write to respectfully request leave to file under seal Defendants' reply papers in support of Defendants' Motion to Dismiss for Prosecutorial Misconduct and Defendants' Motion to Employ a Jury Questionnaire as Part of *Voir Dire*. Each of these replies quotes from the Government's Response to the Defendants' Motion to Dismiss the Indictment, which the Government requested to file under seal. Although we do not believe the quoted material requires redaction under the terms of the Court's Order denying the Government's request, *see* Dkt. No. 455, in an abundance of caution, we request leave to file these reply papers under seal until the Government has publicly filed their opposition pursuant to the aforementioned Order.

Respectfully submitted,

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

s/ Michael S. Sommer
Michael S. Sommer
Morris J. Fodeman

Cc: All Counsel of Record (via CM/ECF)